

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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CLINIQUE LA PRAIRIE, S.A.,

Plaintiff,

v.

THE RITZ-CARLTON HOTEL COMPANY, LLC,
and, LA PRAIRIE, INC.,

Defendant.
-----X

Case No. 07 CV 4038-PAC

**NOTICE OF MOTION BY
PLAINTIFF FOR LEAVE TO
VOLUNTARILY DISMISS
WITHOUT PREJUDICE
PURSUANT TO
FED. R. CIV. P. 41(a)2**

PLEASE TAKE NOTICE, that Plaintiff, Clinique La Prairie, S.A., by and through its undersigned counsel, hereby moves this Court, before the Honorable Paul A. Crotty, United States District Judge, at the United States District Court, Southern District of New York, 500 Pearl Street, New York, New York, for leave to voluntarily dismiss this action without prejudice pursuant to Fed. R. Civ. P. 41(a)(2), and incorporates its Memorandum of Law the Declaration of George G. Mahfood in support of the motion.

Dated: May 30, 2008

Respectfully submitted,

FERRELL LAW, P.A.

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by electronic mail on the following counsel for defendant: David Wynn, Arent Fox LLP, 1675 Broadway, New York, New York 10019, wynn.david@arentfox.com; Barbara Wohl, Arent Fox LLP, 1050 Connecticut Avenue, N.W., Washington, D.C., 20036-5339, wahl.barbara@arentfox.com; and Martin R. Gold, Sonnenschein Nath & Rosenthal LLP, 1221 Avenue of the Americas, New York, NY 10020-1089, mgold@sonnenschein.com.

s/George G. Mahfood
George G. Mahfood (GM0578)